

## TITLE 25 – OFFICE OF STATE HUMAN RESOURCES

*Notice is hereby given in accordance with G.S. 150B-21.2 that the State Human Resources Commission intends to amend the rule cited as 25 NCAC 01C .0802.*

**Link to agency website pursuant to G.S. 150B-19.1(c):** <https://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking>

**Proposed Effective Date:** *August 1, 2020*

**Public Hearing:**

**Date:** *April 16, 2020*

**Time:** *2:00 p.m.*

**Location:** *Teleconference Phone Number: State Op Meeting Number (919) 662-4658*

**Reason for Proposed Action:** *Revise rule to allow temporary employees to be eligible to participate in the Teleworking Program.*

**Comments may be submitted to:** *Christine M. Ryan, 1331 Mail Service Center, Raleigh, NC 27699; phone (984) 236-0824; email christine.ryan@nc.gov*

**Comment period ends:** *June 1, 2020*

**Procedure for Subjecting a Proposed Rule to Legislative Review:** If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission after the adoption of the Rule. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or facsimile transmission. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 919-431-3000.

**Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.**

- ☐ State funds affected
- ☐ Local funds affected
- ☐ Substantial economic impact ( $\geq$  \$1,000,000)
- ☐ Approved by OSBM
- ☒ No fiscal note required

### CHAPTER 01 - OFFICE OF STATE HUMAN RESOURCES

#### SUBCHAPTER 01C – PERSONNEL ADMINISTRATION

#### SECTION .0800 -- REQUIREMENTS FOR TELEWORKING PROGRAMS

##### 25 NCAC 01C .0802 COVERED EMPLOYEES

Teleworking is available as a work option in every agency for full time and part time classified, temporary and "time limited" employees. The decision whether to allow a position or an employee to telework is wholly within management discretion and is not appealable to the State Human Resources Commission.

*History Note: Authority G.S. 126-4; S.L. 1999-328;  
Temporary Adoption Eff. January 19, 2000;  
Temporary Adoption Expired on November 11, 2000;  
Eff. April 1, 2001;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 28, ~~2014~~, 2014;  
Amended Eff. August 1, 2020.*